

Substitute for Form PTO-875

Application or Docket Number
10-776,808

(Column 1)	(Column 2)
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OTHER THAN SMALL ENTITY		
	RATE (\$)	FEE (\$)
OR	X =	
	X =	
	TOTAL	

TOTAL

APPLICATION AS AMENDED – PART II

OTHER THAN SMALL ENTITY	
RATE (\$)	ADDI- TIONAL FEE (\$)
X =	
X =	
TOTAL ADD'L FEE	

TOTAL	
ADD'L FEE	

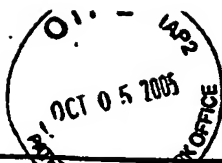
	RATE (\$)	ADDI- TIONAL FEE (\$)
OR	X =	
OR	X =	
OR		
OR	TOTAL ADD'L FEE	

TOTAL
ADD'L FEES

- * If the entry in column 1 is less than the entry in column 2, write "0" in column 3
- ** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20, enter "20"
- *** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 3, enter "3"

This collection of information is required by 37 CFR 1.16. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTC-9199 and select option 2.



**TERMINAL DISCLAIMER TO OBVIATE A PROVISIONAL DOUBLE PATENTING
REJECTION OVER A PENDING SECOND APPLICATION**

Docket Number (Optional)

Optovia

In re Application of: Hamid R. Khazaei, Hongmin Chen, David Kirk Lewis, Hsing Cheng

Application No.: 10/776,898

Filed: February 11, 2004

For: HIGH EFFICIENCY SINGLE AND MULTIPLE WAVELENGTH STABILIZED LASER SYSTEMS

The owner, Optovia/Corproation, of 100 percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 to 156 and 173 as shortened by any terminal disclaimer filed prior to the grant of any patent granted on pending second Application Number 10/776,810, filed on 2/11/04, of any patent on the pending second application. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and any patent granted on the second application are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

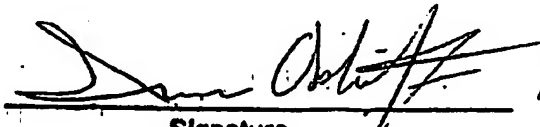
In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 to 156 and 173 of any patent granted on the second application, as shortened by any terminal disclaimer filed prior to the patent grant, in the event that any such granted patent: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321, has all claims canceled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as shortened by any terminal disclaimer filed prior to its grant.

Check either box 1 or 2 below, if appropriate.

1. ☐ For submissions on behalf of an organization (e.g., corporation, partnership, university, government agency, etc.), the undersigned is empowered to act on behalf of the organization.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

2. ☒ The undersigned is an attorney or agent of record.


Signature 10/6/05
Date

Irwin Ostroff

Typed or printed name

- ☒ Terminal disclaimer fee under 37 CFR 1.20(d) is included.

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*Statement under 37 CFR 3.73(b) is required if terminal disclaimer is signed by the assignee (owner).
Form PTO/SB/96 may be used for making this statement. See MPEP § 324.



16638 U.S. PTO

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

ASSISTANT COMMISSIONER OF PATENTS
BOX PATENT APPLICATION
P.O. BOX 1450
Alexandra, VA 22313-1450

031356 U.S. PTO
10/776808



Sir:

Enclosed herewith for filing is the following utility patent application:

Applicant: Hamid R. Khazaei, Hongmin Chen, David Kirk Lewis,
and Hsing Cheng

Title of Application: HIGH EFFICIENCY SINGLE AND MULTIPLE
WAVELENGTH

STABILIZED LASER SYSTEMS

Pages Of Specification: 204

Sheets of Drawing: 32

Executed on: February 9, 2004

Docket No.: Optovia 6

PATENT APPLICATION FILING FEE CALCULATION

	<u>No. Filed</u>	<u>Less</u>	<u>Rate/Claim</u>	<u>Fee</u>
Total Claims	78	-20	x \$18.00	\$1,044.00
Independent Claims	7	-3	x \$86.00	<u>\$ 344.00</u> \$1,388.00
				<u>Basic Filing Fee</u> \$ 770.00
				\$2,158.00
Less One-half for Small Entity				<u>\$1,079.00</u>
Total Filing Fee.....				\$1,079.00
Assignment.....				<u>\$ 40.00</u>
Total Amount Enclosed.....				\$1,119.00

Our check in the amount of the total filing fee and assignment (\$1,119.00) is enclosed herewith.

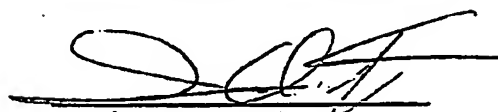
The applicant is a small entity.

The Commissioner is hereby authorized to charge any additional fee which may be required in this application, including filing fees, during the entire pendency, or credit overpayment, to Deposit Account No. 15-0701. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal, or entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 15-0701.

Also enclosed herewith for filing in connection with the enclosed application are:

Declaration and Power of Attorney;
Information Disclosure Statement;
Assignment
PTO Form 1595;
PTO Form 1449; and
Postcard

Respectfully submitted,



Irwin Ostroff
Registration No. 26,013
Attorney for Applicants

Date: February 11, 2004

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Fax. No. (908) 464-3431

EXPRESS MAIL CERTIFICATION

"EXPRESS MAIL" MAILING LABEL NUMBER: ER402655126 US
Date of Deposit: February 11, 2004

I hereby certify that this transmittal letter and all the attached denoted therein are being deposited with the United States postal service "Express Mail Post Office To Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to the Assistant Commissioner of Patents, BOX PATENT APPLICATION, P.O. Box 1450, Alexandria, VA 22313-1450.



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Irwin Ostroff
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